# P. RECEIVED CENTRAL FAX CENTER

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AUG 0 9 2005

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FACSIMILE INFORMATION SHEET

DATE: August 9, 2005 TIME: 4:18 PM

RE: Application No: 09/681,846 Applicant: Kenneth A. Franken

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USPTO - Group Art Unit 2617

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No.6458 P. 2/4

Filed June 15, 2001

Applicant: Kenneth A. Franken

Group Art Unit No. 2617 Examiner: V. Srivastava

For: System and method for delivering rerun video programming on non-HDTV digital side channels

PTC/SB/97 (09-04)
Approved for use through 07/31/2008, CMB 0851-0031

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Response to Office Action dated July 27, 2005

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Under the Paperwork Reduction Act of 1930, no person	Application Number	09/681,646	mper.
TRANSMITTAL	Filing Date	June 15, 2001	<u>:</u>
FORM	First Named Inventor	Kenneth A. Frenken	
	Art Unit	2817	
(to be used for all correspondence efter initial filing)	Examiner Name	V. Srivastava	
Total Number of Pages In This Submission 4	Attorney Docket Number	01F1476	
ENCLOSURES (Check all that apply)			
	Drawing(s) Licensing-related Papers	After Allowance Communication to  Appeal Communication to Board of Appeats and Interferences	TC
After Final After Final Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request	Petition Petition to Convert to a Provisional Application Power of Attorney, Revocatio Change of Correspondence / Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on Cirks	Other Enclosure(s) (please Identify below):	:
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name SIMMONS PERRINE ALBRIGHT & ELANGIOD, P.L.C.			
Signature Signature			
Printed name GREGORY G. WILLIAMS	1/1800		
Date AUGUST	[1	Reg. No. 31,681	
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#### PATENT Attorney Docket No. 01F1476

#### RECEIVED CENTRAL FAX CENTER

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AUG 0 9 2005

Applicant:

Kenneth A. Franken

Group Art Unit No. 2617

Serial No.:

09/681,846

Examiner: V. Srivastava

Filed:

June 15, 2001

For: SYSTEM AND METHOD FOR DELIVERING RERUN VIDEO

PROGRAMMING ON NON-HDTV DIGITAL SIDE CHANNELS

August 9, 2005

#### RESPONSE

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated July 27, 2005, the Applicant elects to prosecute the invention of Group I, claims 1-40.

Respectfully submitted,

Kenneth A Franken

BY:

Gregory G. Williams Reg. No. 31,681

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